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Docket No. 0307091.0158

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : LIGHTNER, et al. Art Unit : 3661  
Serial No. : 10/615,516 Examiner : Zanelli, Michael J.  
Filed : July 8, 2003 Attny. Docket : 0307091.0158  
Title : INTERNET-BASED EMISSIONS TEST FOR VEHICLES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

In response to the Notice of Non-Compliant Amendment dated September 1, 2004, the corrected section of the Amendment filed on August 18, 2004, is attached hereto and entitled "Amendments to the Claims". The Notice of Non-Compliant Amendment indicated that the August 18, 2004 Amendment did not comply with the requirements of 37 CFR 1.121 because a complete listing of all of the claims was not present in the Amendment.

The present application is a continuation application of U.S. Patent Application 09/908,440, filed on July 18, 2001, with original claims 1-46. In the present application, applicants filed new claims 1-98 in a Preliminary Amendment dated July 8, 2003, and cancelled claims 1-46 of U.S. Patent Application 09/908,440. In an Office Action dated June 2, 2004, the Examiner renumbered claims 1-98 filed in the present application as claims 47-144 (see page 2 of the Office Action).

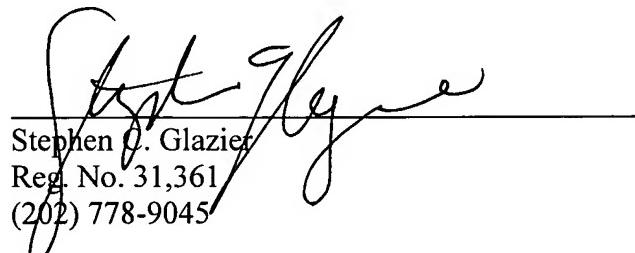
In order to comply with the Notice of Non-Compliant Amendment, applicants have indicated in the attached "Amendments to the Claims" section that the original claims 1-46 of the parent U.S. Patent Application 09/908,440 have been cancelled in the present application. Applicants have also reproduced the listing of the claims provided in the August 18, 2004 Amendment of the present application. No new matter has been added.

Applicants submit that the August 18, 2004 Amendment is now in compliance with the requirements of 37 CFR 1.121. Applicants further submit that the present application is in condition for allowance and respectfully request favorable action in the form of a Notice of Allowance. No fee is believed due at this time, but please apply any necessary charges or credits to Deposit Account 50-1721.

Respectfully submitted,

Date: \_\_\_\_\_

13 Oct 04

  
Stephen J. Glazier  
Reg. No. 31,361  
(202) 778-9045

Kirkpatrick & Lockhart LLP  
1800 Massachusetts Ave., NW  
2nd Floor  
Washington, DC 20036  
Tel: (202) 778-9000  
Fax: (202) 778-9100